

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:21-cv-00265-MR**

**L.L., individually and on behalf of
E.R., a minor,**

Plaintiff,

vs.

**MEDCOST BENEFIT SERVICES and
MOUNTAIN AREA HEALTH
EDUCATION CENTER (MAHEC)
MEDICAL AND DENTAL CARE
PLAN,**

Defendants.

ORDER

THIS MATTER is before the Court on the Defendant MedCost Benefit Services' Motion to Dismiss [Doc. 20] and the Plaintiff's Unopposed Motion for Leave to File Amended Complaint [Doc. 26].

The Plaintiff moves for leave to amend the Complaint in order to reflect the facts produced by the Defendants in the pre-litigation appeal record and to assert allegations in accordance with the pleading standards set by the Fourth Circuit Court of Appeals. [Doc. 26]. The Defendants do not oppose the Plaintiff's motion. [Id.].


Upon review of the Plaintiff's motion, and for cause shown, the Court will grant the requested relief. See Fed. R. Civ. P. 15(a)(2).

IT IS, THEREFORE, ORDERED that the Plaintiff's Motion for Leave to File Amended Complaint [Doc. 26] is **GRANTED**, and the Plaintiff shall have fourteen (14) days from the entry of this Order to file an Amended Complaint.

IT IS FURTHER ORDERED that the Defendant MedCost Benefit Services' Motion to Dismiss [Doc. 20] is **DENIED AS MOOT**.

IT IS SO ORDERED.

Signed: January 25, 2022



Martin Reidinger
Chief United States District Judge

